



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

Division of Drinking Water

January 27, 2017

Certified Mail
7012 3460 0003 1112 8540

Kerby Spencer, CEO
Shasta District Fair
1890 Briggs Street
Anderson, CA 96007

TRANSMITTAL OF CITATION NO. 01-02-16C-036

Dear Ms. Spencer,

The State Water Resources Control Board, Division of Drinking Water, has issued the Shasta District Fair a citation, which is attached.

If you have any questions regarding this matter, please call staff engineer Steve Watson at (530) 224-4828 or me at (530) 224-4800.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael J. McNamara".

Michael J. McNamara, P.E.
Lassen District Engineer
Drinking Water Field Operations Branch

cc: Richard L. Hinrichs, Chief, Northern California Section

Enclosure

sww \ 4500153 Shasta District Fair \ File: Enforcement

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

364 Knollcrest Drive, Suite 101, Redding, CA 96002 | www.waterboards.ca.gov

STATE OF CALIFORNIA
WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

TO: Shasta District Fair
1890 Briggs Street.
Anderson, CA 96007

Attn: Kerby Spencer, Chief Executive Officer

**CITATION FOR VIOLATION OF
CALIFORNIA CODE OF REGULATIONS, TITLE 22, SECTION 64423(a)(5)
WATER SYSTEM NO. 4500153
CITATION NO. 01-02-16C-036
Issued on January 27, 2017**

Section 116650 of the California Health and Safety Code authorizes the issuance of a citation to a public water system for violation of the California Safe Drinking Water Act (Health and Safety Code, Division 104, Part 12, Chapter 4, commencing with Section 116270) (hereinafter “California SDWA”), or any regulation, standard, permit or order issued or adopted thereunder.

The State Water Resources Control Board (hereinafter "Board"), acting by and through its Division of Drinking Water (hereinafter "Division") and the Deputy Director for the Division (hereinafter "Deputy Director"), hereby issues a citation to the Shasta District Fair (hereinafter, Fair) (1890 Briggs Street, Anderson, CA 96007) for violation of California Code of Regulations (CCR), Title 22, Section 64423(a)(5).

APPLICABLE AUTHORITIES

Section 116650 of California Health and Safety Code provides:

(a) If the department determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the department may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.

(b) Each citation shall be in writing and shall describe the nature of the violation or violations, including a reference to the statutory provision, standard, order, citation, permit, or regulation alleged to have been violated.

(c) A citation may specify a date for elimination or correction of the condition constituting the violation.

(d) A citation may include the assessment of a penalty as specified in subdivision (e).

(e) The department may assess a penalty in an amount not to exceed one thousand dollars (\$1,000) per day for each day that a violation occurred, and for each day that a violation continues to occur. A separate penalty may be assessed for each violation.

California Code of Regulations, Title 22, Section 64423(a)(5) provides, in relevant part:

(a) Each water supplier shall collect routine bacteriological water samples as follows:

(5) The minimum number of samples for transient-noncommunity water systems using approved surface water shall be based on the population served as shown in Table 64423-A.

Table 64423-A

Minimum Number of Routine Total Coliform Samples

Monthly Population Served	Service Connections	Minimum Number of Samples
25 to 1000	15 to 400	1 per month

STATEMENT OF FACTS

The Fair is classified as a transient non-community water which serves a population of more than 25 people, more than 60 day per year. The water system includes a well, hydropneumatic tank, and disinfection treatment with sodium hypochlorite. The Fair operates the water system under Water Supply Permit No. 01-01-96P-005, issued on January 24, 1996.

During the month of November 2016, the Fair failed to collect and report a routine bacteriological sample from the distribution system.

DETERMINATIONS

The Division has determined that the Fair violated Section 64423(a)(5), Title 22, of the CCR, in that the Fair failed to collect one routine bacteriological sample and report the results for the month of November 2016.



DIRECTIVES

The Fair is hereby directed to take the following actions:

1. Comply with Section 64424(a)(5), Title 22, of the CCR in all future monitoring periods.
2. Within 30 days of the issuance of this Citation, but in no case later than **February 28, 2017**, notify all persons served by the Fair of the monitoring and reporting violation as required by Section 64463.4 and Section 64465, Title 22, of the CCR. Notification shall be completed in accordance with each of the following:
 - a. Posting the notice contained in Attachment 'A' in conspicuous locations throughout the area served by the water system.
 - b. Provide the notice contained in Attachment 'A' by publication in a local newspaper to reach persons not likely to be reached by a public posting or posting on the Internet.

Changes and/or modifications to Attachment 'A' shall not be made unless approved by the Division.

3. Complete and return Attachment 'B' entitled "Compliance Certification" by **March 10, 2017**. A copy of the notices used to provide public notification shall be attached to the form.

All documents required by this Citation shall be submitted to the Board at the following address:



1
2 Michael J. McNamara, P. E.
3 Lassen District Engineer
4 Division of Drinking Water
5 State Water Resources Control Board
6 364 Knollcrest Drive, Suite 101
7 Redding, CA 96002
8

9 As used in this Citation, the date of issuance shall be the date of this Citation; and the
10 date of service shall be the date of service of this Citation, personal or by certified mail,
11 on the Fair.

12
13 Nothing in this Citation relieves the Fair of its obligation to meet the requirements of the
14 California SDWA or any regulation, permit, standard or order issued or adopted
15 thereunder. The Division reserves the right to make such modifications to this Citation,
16 as it may deem necessary to protect public health and safety. Such modifications may
17 be issued as amendments to this Citation and shall be effective upon issuance.

18
19 **FURTHER ENFORCEMENT ACTION**
20

21 The California SDWA authorizes the Board to: issue a citation with assessment of
22 administrative penalties to a public water system for violation or continued violation of
23 the requirements of the California SDWA or any permit, regulation, permit or order
24 issued or adopted thereunder including, but not limited to, failure to correct a violation
25 identified in a citation or compliance order. The California SDWA also authorizes the
26 Board to take action to suspend or revoke a permit that has been issued to a public
27 water system if the system has violated applicable law or regulations or has failed to
28 comply with an order of the Board; and to petition the superior court to take various
29 enforcement measures against a public water system that has failed to comply with or

violates an order of the Board. The Board does not waive any further enforcement action by issuance of this citation.

PARTIES BOUND

This Citation shall apply to and be binding upon the Fair, its officers, directors, shareholders, agents, employees, contractors, successors, and assignees.

SEVERABILITY

The Directives of this Citation are severable, and the Fair shall comply with each and every provision thereof, notwithstanding the effectiveness of any other provision.

1-27-2017

Date

Michael J. McNamara

Michael J. McNamara, P.E.

Lassen District Engineer

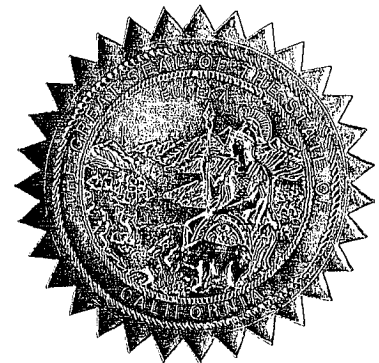
Division of Drinking Water

State Water Resources Control Board

Attachments:

'A' Public Notification Template

'B' Compliance Certification



CERTIFIED MAIL 7012 3460 0003 1112 8441

cc: Richard L. Hinrichs, Chief, Northern California Section

IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este informe contiene información muy importante sobre su agua potable.

Tradúzcalo o hable con alguien que lo entienda bien.

Monitoring Requirements not met for Shasta District Fair's Domestic Water System

Our water system recently violated a drinking water standard. Although this incident was not an emergency, as our customers, you have a right to know what happened and what we did to correct the situation.

We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. During November 2016, we did not complete the all the required testing for total coliform bacteria.

What Should You Do?

There is nothing you need to do at this time.

The table below lists the contaminant(s) we did not properly test for during the last year.

Contaminant	Required sampling frequency	Month when sampling was not performed	Number of samples taken
Total Coliform Bacteria	One sample per month	November 2016	0

What Happened? What Was Done?

Routine bacteriological sampling was not completed during November 2016. We have since taken the required samples each month, and these samples show we are meeting drinking water standards. Our plan is to continue collected bacteriological samples each month.

For more information please contact Kerby Spencer, Shasta District Fair, at (530) 378-6789.

COMPLIANCE CERTIFICATION

Citation Number: **01-02-16C-036**

Name of Water System: **Shasta District Fair**

System Number: **4500153**

As required by Section 116450 of the California Health and Safety Code, I certify that the users of the water supplied by this water system were notified of the bacteriological monitoring violation during November 2016. In addition, I certify that the Shasta District Fair has complied with the directives of this citation as indicated below:

Required Action

Date
Completed

Public Notification, as required by Directive 2

Signature of Water System Representative

Date

Attach a copy of the Posted and Newspaper notice.

<p>THIS FORM MUST BE COMPLETED AND RETURNED TO THE DIVISION NO LATER THAN March 10, 2017.</p>
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Disclosure: Be advised that Section 116725 and 116730 of the California Health and Safety Code states that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in county jail not to exceed one year, or by both the fine and imprisonment.